

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

RECLAIM THE RECORDS and ALEC  
FERRETTI,

Plaintiffs,

- against -

UNITED STATES DEPARTMENT OF STATE,

Defendant.

**No. 23-CV-1529 (VEC)**

**DECLARATION OF  
DAVID B. RANKIN  
IN OPPOSITION TO  
DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT AND IN  
SUPPORT OF CROSS-MOTION  
FOR SUMMARY JUDGMENT**

I, David B. Rankin, an attorney duly licensed to practice law in this Court, pursuant to 28 U.S.C. § 1746, do hereby declare under penalties of perjury:

1. I am a partner at Beldock Levine & Hoffman LLP, attorneys for Plaintiffs and am well-familiar with the facts of this case. I submit this declaration in opposition to Defendant's Motion for Summary Judgment and in support of Plaintiffs' Cross-Motion for Summary Judgment pursuant to Fed. R. Civ. P. 56.

2. Annexed hereto are true and accurate copies of the following exhibits:

- a. Exhibit 1: Plaintiff's FOIA request to the Department of State dated September 5, 2019.
- b. Exhibit 2: Defendant's letter acknowledging Plaintiff's request dated February 21, 2020.
- c. Exhibit 3: Plaintiff's status request email dated November 13, 2020 and Defendant's response email dated November 20, 2020.
- d. Exhibit 4: Defendant's letter of "no responsive records" dated April 24, 2023.
- e. Exhibit 5: System of Records Notice dated March 24, 2015.

- f. Exhibit 6: Passport Information Electronic Records System (PIERS) Privacy  
Impact Assessment, dated October 2020.

Dated: March 5, 2024  
New York, New York

Respectfully submitted,

BELDOCK LEVINE & HOFFMAN, LLP  
99 Park Avenue, PH/26th Floor  
New York, New York 10016  
*Attorneys for Plaintiff*



By: \_\_\_\_\_  
David B. Rankin  
t: 212-277-5825  
e: drankin@blhny.com